

LAKE SHORE FIGHT GOES TO U. S. COURT

Minority Stockholders File Equity Suit to Block Merger With Central.

DE KOVEN HEIRS PLAINTIFF

Vanderbilts Named as Defendants—Allegations That Figures Have Been Juggled.

The fight by the minority stockholders of the Lake Shore and Michigan Southern Railway Company to prevent a consolidation of their lines with the New York Central and Hudson River Railroad Company's lines found its way into the Federal District Court last yesterday afternoon when an equity suit was filed through the law firm of Cadwalader, Wickersham & Taft to enjoin the merger.

A similar suit was filed by the same firm for the minority stockholders in the Federal court in Detroit recently, but was dismissed by Judge Tuttle on the ground that it should have been brought in another district.

In the complaint it is alleged that since the Central obtained control of the Lake Shore in 1898 the management of the Lake Shore has juggled books so as to keep the minority stockholders in ignorance of the actual earnings of the road so they would not protest against the consolidation plan. Since 1897, it is alleged, \$187,000,000 of the earnings of the road, which should have gone to the payment of dividends, has been devoted to paying expenses which should have been paid out of the capital.

This policy, the complaint says, was dictated by the management of the Central, the directorate of both roads being identical, and including Chauncey M. Depew, William L. Vanderbilt, Frederick W. Vanderbilt, A. H. Smith, James Stillman, William K. Vanderbilt, Jr., William H. Newman, Marvin Hughitt, George E. Baker, Lewis Cass Lodge, J. P. Morgan and several others.

The plaintiffs in the suit are Annie L. De Koven and Cecil Burnes of Chicago as trustees under the will of John De Koven, who owned 500 shares of Lake Shore stock. Other minority stockholders join in the suit with them. They say that the property of their road is more valuable than that of the Central and that the consolidation was undertaken for the purpose of reimbursing the Central for the enormous amount of money expended in the construction of the new terminal.

For some time, it is alleged, the Central has been paying its 5 per cent. yearly dividends on its stock largely out of the earnings of the Lake Shore.

Under the consolidation plan, the complaint sets forth, the Lake Shore stockholders are to get five shares of stock in the consolidated company, with a face value of \$500 for every share of the Lake Shore stock, the actual value of which is \$1,000. The market value of stock in a company in which a corporation owns the majority stock is never a criterion of the real worth of the securities, according to the complaint.

In conclusion the complaint asks that the New York Central be prohibited from voting the 492,892 shares of Lake Shore stock which it now holds in favor of the merger. It is also asked that if he is retained during the pendency of the suit from making any attempt to get permission from a public service commission or any government body to put the consolidation plan through.

A similar suit to enjoin the proposed merger of the New York Central and the New York and Harlem Railroad was begun by minority stockholders of the latter road in the Federal courts here last May.

GIRL'S MOTHER KILLS YOUTH.

She Shoots When He Offers to Wed His Accuser.

PENNSACOLA, Fla., July 7.—Mrs. Florence McMahon, a wealthy woman of Mobile, Ala., shot and killed J. Leroy Brown in a court adjoining Judge Billinger's court today after Brown had offered to marry her fifteen-year-old daughter, Vivian, who had made charges against him.

Young Brown had been examined, and his attorney, R. Pope Reese, had called Mrs. McMahon into the room to make the offer of marriage.

"I think it best," the mother agreed, "that before I consent to the marriage of my daughter to you, you should marry my own daughter as soon as he marries her."

The lawyer told a deputy to bring Brown into his court and to take him to the room where Mrs. McMahon was waiting.

"You marry my daughter? That is adding insult to injury," she immediately began the shooting.

KILLED DODGING COW ON CYCLE.

Young Motorist Enthusiast Is Knocked From His Machine.

PATHOLOGUE, I. I. Aug. 7.—John Watterson, son of Henry Watterson, the wealthy publisher of the firm of Watterson, Berlin & Snyder, lost his life this afternoon on his dodging bicycle, East Pathologic, when he tried to avoid striking a cow with the motorcycle he was riding. He was knocked from the seat and died soon afterward.

Mr. Watterson had been stopping at the Oak Hotel with his mother. He was known as a daring driver, having completed successfully in several automobile contests. A year ago he narrowly escaped death when his racing car overturned at Brookhaven, I. I. He was nineteen years old.

WIRETAPPER GONDORF CAUGHT.

Police Says "John Jones" Is Alleged Swindler.

Detectives Kerr, Flaherty, Dowling and Sullivan of the second detective bureau arrested last night a man calling himself John Jones, who, the police say, is Charles Gondorf, "King of the Wiretappers."

"Jones" was taken to Headquarters on a warrant for grand larceny. He is charged with complicity in robbing Eugene Adams, an Englishman, of \$4,500 in a rooming house in West Forty-ninth street on July 27. He was caught at 103d street and Broadway as he was trying to induce Adams to promise to go to Canada in case his money was returned.

TRUCE IN SANTO DOMINGO.

President and Rebels Sign Fifteen Day Armistice.

WASHINGTON, Aug. 7.—Through efforts of the United States Government and its diplomatic and naval representatives in Santo Domingo, an armistice of fifteen days has been signed between President Bordas and the revolutionary junta, according to a despatch received at the Navy Department today.

This agreement was brought to an end by hostilities at Puerto Plata, which have been under siege ninety-eight days.

BABY DAUGHTER ARRIVES AT THE W. D. STRAIGHT HOME



Copyright Photo by Johnston and Hewitt from the painting by Fleming Mrs. Willard D. Straight.

WESTBURY, L. I., Aug. 7.—Many congratulations are being received by Mr. and Mrs. Willard D. Straight on the birth of a daughter on Sunday at their Westbury home. Mrs. Straight was Miss Dorothy Payne Whitney, daughter of the late William C. Whitney of New York, who was Secretary of the Navy under Grover Cleveland. Mr. Straight was formerly United States Consul-General at Menden and later represented the firm of J. P. Morgan & Co. in the negotiations for the six Power loan of \$300,000,000 to China.

Mr. and Mrs. Straight were married in Geneva, September 7, 1912, and spent their honeymoon on an automobile tour of Europe. They visited China at the close of the tour and had a lively time during the revolutionary activities there. They had to flee from their home in Peking.

Mr. and Mrs. Straight have one son, Whitney Willard Straight, born in 1912.

THOMAS E. RUSH TO BE SURVEYOR OF CARRANZA DEMAND

Tammany Leader, an Anti-Murphy Man, Will Be Nominated by Wilson.

WASHINGTON, Aug. 7.—Thomas E. Rush, a lawyer of 29 Exchange place, New York city, and a Tammany leader, is to be named by President Wilson as Surveyor of the Port of New York.

The salary of this office is \$5,000 and it is considered one of the choicest bits of patronage in New York city.

This appointment by President Wilson marks a new departure by the Administration. It will represent a desire on the President's part to emphasize the fact that he has no one to pick with the rank and file of the Tammany organization; that he is willing to recognize them as good Democrats and to name men from their ranks to public office.

In other words, the President intends to make it plain that he is willing to accept an organization Democrat in New York city if the candidate's personal qualifications come up to the standard required by the Wilson Administration.

AT ODDS WITH MURPHY.

While Rush is a Tammany leader, he is on the odds with Charles F. Murphy, so his appointment by the President will in no way indicate a recognition of the Murphy leadership.

The inference to be drawn from the appointment will be that the Wilson Administration is not in sympathy with Murphy, but against the Murphy domination.

The President's friends from New York have been urging him for some time to name men to office from the Tammany organization with a view to building up support within the wigwam itself, and this is apparently the course that he will pursue.

Senator O'Gorman recommended Mr. Rush and it was said on the authority of the Senator today that Rush is "a strong man within the organization."

AGREEMENT ON RUSH.

Suggestions were made here that Dudley Field Malone and the other so-called Independent Democrats were urging the candidacy of John Eastman of Brooklyn, but well informed persons in Washington said that Malone, Mayor Mitchell and Franklin D. Roosevelt had agreed to support Rush.

In making this appointment the President will again disregard the recommendation of Representative John J. Fitzgerald and the Brooklyn delegation, who were committed to Robert F. Hall.

The nomination of Mr. Rush will be sent to the Senate within a few days.

Thomas E. Rush has openly fought Charles F. Murphy for eight years, beginning with the revolt at the State Democratic convention of 1906 against the nomination of William R. Hearst for Governor.

With two other delegates from the Twenty-ninth district—Payne Whitney and Moses Hermann—he bolted the Tammany caucus and voted for William Sulzer. Since then his warfare against the present Tammany leadership has been continuous. Although distasteful to Mr. Murphy, Mr. Rush has had an unbreakable hold on his district, and has continued to be one of the sachems of Tammany.

According to information gathered in this city the nomination of Mr. Rush for the \$5,000 job of Surveyor of the Port was recommended to President Wilson by Mayor Mitchell, Dudley Field Malone, Frank L. Polk, Secretary of the Treasury, and Assistant Secretary of the Navy Franklin D. Roosevelt.

It was said two weeks ago that these Independents had agreed that Mr. Rush was just the man they wanted in order to prove to city Democrats that their fight against the Murphy leadership, not against Tammany Hall, Mr. Rush has been mentioned frequently as one of the men who would figure in the reorganization of Tammany "from the inside," if such a thing was accomplished.

Mr. Rush's district on the upper East Side includes the richest part of Fifth avenue.

GIRL'S BODY DRIFTS ASHORE.

The body of Marie Florent, 19 years old, drifted ashore yesterday at Howell's Cove, Flushing Bay. The girl lived in Calumet road, Winnetka, Queens. She and Albert Alvord, of 226 Woodside avenue, Winnetka, went for a sail in an open launch last Saturday. They never returned.

WARBURG CONFIRMED AND SO IS DELANO

Senate Votes 38 to 11 for New York Banker. One Democrat Opposing.

DELANO VOTE VIVA VOCE

Bristow Is the Only Senator Recording Dissent Against Railroad Man.

WASHINGTON, Aug. 7.—The Senate this afternoon confirmed the nomination of Paul M. Warburg and Frederick A. Delano as members of the Federal Reserve Board.

This completes the personnel of the board and it is expected that the new banking system will be installed without delay. It may be in operation within two weeks.

There was a roll call on the Warburg nomination, the vote being 38 for and 11 against confirmation. Only one Democrat, Senator Lane of Oregon, voted against Mr. Warburg. The ten other negative votes were by Republicans, many of them from among conservatives, such as Senator Gallinger of New Hampshire and Senator Clark of Wyoming. Senator Weeks of Minnesota voted for Mr. Warburg.

The vote on Mr. Delano's nomination was viva voce. Senator Bristow was the only Senator of either party to record his dissent.

The Senate at 2 o'clock in the afternoon went into executive session and it was nearly 6 before the nominations were confirmed. Senator Bristow held the floor the larger part of the time in a speech in which he recited facts from the testimony of Mr. Warburg before the Senate Committee on Banking and Currency and denounced Wall Street.

Mr. Bristow complained that Mr. Warburg, while a witness before the committee, had refused to answer any questions touching his relations with the firm of Kuhn, Loeb & Co., as the answers would necessarily have disclosed confidential matters.

It appeared that the committee had upheld Mr. Warburg in his attitude and Senator Bristow declared today that on account of this he was unable to elicit information that would have been of value to him in determining Mr. Warburg's fitness for a place on the Federal Reserve Board.

At one time in the discussion Senator Stone and Senator Bristow engaged in a spirited controversy which threatened to become serious. The Senators advanced toward each other and the discussion grew more heated. Suggestions from other Senators halted the controversy. Senators were not disposed to talk about the incident afterward.

Mr. Warburg was confirmed for a term of four years and Mr. Delano for a term of six years. The Senate passed a motion to notify the President that the two nominations had been confirmed.

CONGRESS MAY QUIT AUGUST 23.

Democrats and Republicans Tentatively Agree on the Date.

WASHINGTON, Aug. 7.—There was renewed talk today of an early adjournment of Congress. The Democratic leaders talked the situation over with the Republicans, and there was general acquiescence in the suggestion that the session be closed on August 23.

Senator Kern pointed out to his colleagues on both sides of the aisle that the Congress was entitled to be relieved from the burden now resting upon him.

Complications may arise, however, from the European situation of such importance to the United States as to require Congress to remain in session. The leaders have not yet made up their minds that the loss in customs receipts will require additional revenue legislation to meet the emergency. Mr. Underwood still contends that neither a bond issue nor additional legislation will be necessary.

CONFIRM KEITH AS COLLECTOR.

Senators Decide Hempstead Man Was Not Guilty of Charges.

WASHINGTON, Aug. 7.—The Senate in executive session confirmed today the nomination of Henry P. Keith as collector of internal revenue of the Port District of New York. Mr. Keith lives at Hempstead and was endorsed by Congressman Lathrop Brown and others. He will supersede William J. Maxwell.

A bitter fight was waged by Mr. Keith by J. A. Long, who said he represented a Nassau association. Charges were filed against him among other things that Mr. Keith had accepted money in connection with the Federal Reserve bill, but Mr. Keith had no money in connection with the bill.

Mr. Keith challenged his accusers and a Senate subcommittee which started an investigation reported that Mr. Keith's accusers had failed and the confirmation was recommended.

PRISON SENTENCE FOR COOPER.

Head of N. Y. Central Realty Co. Gets Three Years.

William H. Cooper, the convicted head of the New York Central Realty Company, was sentenced by Judge Grubb in the United States District Court yesterday to serve three years in Atlanta penitentiary for fraudulently obtaining the sale of about \$500,000 of the bonds of his company.

His bail of \$20,000 was continued, as his sentence does not become operative until next Thursday. Although this is a somewhat unusual procedure in the Federal courts, it will enable Cooper to consult with his lawyers as to whether he will appeal to the United States Circuit Court or to the Supreme Court at Washington.

Cooper was indicted with Claude J. Van Slyke, James A. Robinson and Edward Sharp. Van Slyke and Robinson pleaded guilty and turned Government witnesses.

QUICK WIT BALKS ROBBERS.

Elevator Man Sees Holdup, Seizes \$9,500 and Shoots Car Up.

John Neale and William P. Shepard, cashier and assistant cashier of the Sackett & Wilhelms Lithograph Company, carrying a bag containing \$9,500, were held up by three young men as they waited for the elevator in the plant of the company at Grand street and Morgan avenue, Williamsburg, yesterday.

Two of the men drew revolvers and the third assaulted Neale and Shepard with a blackjack. Neale hit one of the robbers on the head, but dropped it just as the elevator came down. Charles H. Booth, the elevator man, saw what was happening, seized the bag, threw it back into the elevator and before the astonished highwaymen knew what was happening he was shooting aloft. The holdup men got away, leaving Neale and Shepard badly bruised.

WORD TO KAISER IN AIR.

Message Asking for War News Sent, but No Reply Received.

The wireless operator at the Tuckerton, N. J., station said last night that the message to Germany asking for war news from the German standpoint had been sent, but that no answer had been received. The message had been received in Germany.

The message was sent to Prof. Rudolf Goldschmidt, asking him to advise the Kaiser that all the news received in this country came through French and English censors.

JOHN W. MCGLOIN A SUICIDE.

Ex-Lieutenant of Police Ends Life by Shooting Himself.

John W. McGloin, 68, an ex-lieutenant of police of 474 15th street, committed suicide last night by shooting himself through the head. He died without regaining consciousness at the Washington Heights Hospital. Apparently in the heat of mental distress, McGloin was sitting on a park bench at 154th street and Edgemere avenue talking to a patrolman a few moments before the act.

McGloin was the "father" of the three patrolmen system and was the organizer of the Patrolmen's Benevolent Association, of which he was the first president.

MANIAC TRIES TO WRECK TRAIN.

Places Ties Across Tracks of Springfield Express Near Fairfield.

BRIDGEPORT, Conn., Aug. 7.—Frank Ellis, 35, formerly a reformatory inmate who has lived wild in the woods of Fairfield, Conn., for some weeks and is apparently insane, attempted to wreck the Springfield express near Fairfield this afternoon by placing ties across the tracks.

He climbed a tree and waited for the wreck. The train passed over the obstruction near the school, reported the current at the next station. Ellis was arrested by the Bridgeport police and made a full confession.

GIRL, 13, DISAPPEARS AFTER LEAVING CHURCH.

Police Search for Catherine Larkin, Sister of Assistant Corporation Counsel.

Catherine Larkin, 13, daughter of Martin Larkin, a Kingsbridge station letter carrier, living at 5751 Broadway, and a sister of Assistant Corporation Counsel Thomas Larkin, disappeared mysteriously yesterday as she was on her way home from St. John's Catholic Church, 231st street and Kingsbridge avenue.

She went to communion at 6 P. M. with her sister, Mary, 19, and Annie, 15. The older girls left the church at the close of the service and she remained to complete her devotions.

A run connected with the convent of Jesus and Mary at 3134 Kingsbridge avenue saw the girl in front on Kingsbridge avenue, near the school, at 7 o'clock, and she disappeared. The girl is 5 feet 4 inches tall and has blue eyes and golden brown hair. She wears a white dress, black stockings and a blue straw hat trimmed with blue ribbons. She wears a silver ring. She has a double mole on her chest, just below the collarbone.

Neighbors alerted the police in scouring the streets and the school. The girl was seen by a neighbor who called the police. The girl is 5 feet 4 inches tall and has blue eyes and golden brown hair. She wears a white dress, black stockings and a blue straw hat trimmed with blue ribbons. She wears a silver ring. She has a double mole on her chest, just below the collarbone.

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FIRST SHADOW CAST ON CROP PROSPECTS

Conditions on Aug. 1 Indicate Considerable Declines Since July 1.

WASHINGTON, Aug. 7.—Lack of rainfall and the prevalence of black rust in spring wheat seems to cast the first shadow on the prospects of the much expected bumper crops.

The official statement of the Department of Agriculture, issued this afternoon on conditions of August 1, indicates considerable decline. The statement will make succeeding ones important, and conditions will be watched closely.

This is the official summary: The month of July was unfavorable for crops, as a result of which general prospects have declined materially. Compared with July 1, the August 1 forecast of corn shows a reduction of 288,000 bushels, or 8.7 per cent; wheat, 16,000,000 bushels, or 1.7 per cent; oats, 44,000,000 bushels, or 3.7 per cent; barley, 8,000,000 bushels, or 3.8 per cent.

The forecast for potatoes increased 9,000,000 bushels, or 1.7 per cent; sweet potatoes, 1,000,000 bushels, or about 2 per cent; and tobacco, 84,000,000 pounds, or 4.5 per cent.

The principal cause of lower prospects is a lack of rainfall over the greater part of the agricultural section of the United States and the prevalence of black rust in spring wheat.

The country's record-breaking winter wheat crop amounts to 675,115,000 bushels, which is 22,000,000 bushels more than the July 1 forecast. The prospect of the spring wheat crop, however, has declined. It is now being estimated at 236,000,000, or 38,000,000 bushels less than on July 1. This makes the total wheat production forecast 911,000,000 bushels, or 16,000,000 bushels less than indicated July 1.

This is the condition of the crops on August 1, compared with July 1, 1914:

Crop	Aug. 1, 1914	July 1, 1914
Spring wheat	236,000,000	264,000,000
Winter wheat	675,115,000	675,115,000
Corn	288,000,000	576,000,000
Oats	44,000,000	48,000,000
Barley	8,000,000	12,000,000
Rye	1,000,000	1,000,000
Buckwheat	1,000,000	1,000,000
White potatoes	9,000,000	1,000,000
Sweet potatoes	1,000,000	1,000,000
Tobacco	84,000,000	84,000,000
Cotton	1,000,000	1,000,000
Rice	1,000,000	1,000,000
Hay (total)	8,000,000	8,000,000
Cattle	1,000,000	1,000,000
Horses	1,000,000	1,000,000
Swine	1,000,000	1,000,000
Sheep	1,000,000	1,000,000
Goats	1,000,000	1,000,000
Poultry	1,000,000	1,000,000
Bees	1,000,000	1,000,000
Other	1,000,000	1,000,000

Winter wheat, estimated production, 1914, is 675,115,000 bushels, as against 523,561,000 last year.

BIG ANTI-WAR MEETING TO-DAY.

Socialists Invite Sailors From Ships of Combatants Here.

Arrangements were completed yesterday by various branches of the Socialist party and a number of trade unions for the anti-war demonstration in Union Square this afternoon. They have so arranged their program that the meeting will not conflict with the anarchist-W. W. meeting scheduled for the same time and place. The anarchists and their friends will meet between 1 and 2 o'clock and the Socialists from then on.

The Socialist promoters said they hoped to have a large attendance and an impressive demonstration. The meeting will be held in Union Square, New York city, at 12 o'clock.

William Edlin, secretary of the Workers' Union, said that an appeal had been sent to 24,000 members of his organization to come. The United Hebrew Trades will have large delegations.

St. Nicholas Avenue. Communion of the Lord's Supper at the union services of the Hamilton Grange Reform Club and St. Nicholas Avenue Presbyterian Church will be held at 11 A. M. The Rev. George F. Scott officiating. Evening service will be held in the church yard under the direction of Dr. John W. Stephens. There will be appropriate moving pictures.

PASTOR'S ASHES UNDER PULPIT.

Action Taken Upon Request of Widow of the Rev. G. H. Eggleston.

The urn containing the ashes of the Rev. Gordon H. Eggleston, who died at East Stoneham, Me., on July 31, and whose body was cremated in England yesterday under the pulpit in the Greene Avenue Presbyterian Church in Brooklyn, of which he was pastor for seven years.

This action was taken by the officers of the church at the request of the widow.

RELIGIOUS NOTICES.

Services are held in the following